

Conference Engrossed

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 241

HOUSE BILL 2392

AN ACT

PROVIDING FOR MUNICIPAL EXPENDITURE LIMITATION ELECTIONS IN 2007 AND 2008.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Election for municipal expenditure limitation; 2007
3 and 2008

4 A. Notwithstanding section 16-204, subsection B, Arizona Revised
5 Statutes, if a city or town with a population of three hundred fifty thousand
6 or more persons must hold an election in 2007 or 2008 for the adoption or
7 extension of its expenditure limitation pursuant to article IX, section 20,
8 subsection (6) or (9), Constitution of Arizona:

9 1. It may hold the election, together with its election for the
10 nomination and election of members of its governing body, on any of the
11 following dates in 2007 or 2008:

12 (a) The second Tuesday in March.

13 (b) The third Tuesday in May.

14 (c) The eighth Tuesday before the first Tuesday after the first Monday
15 in November.

16 (d) The first Tuesday after the first Monday in November.

17 2. The city or town must hold all subsequent elections as prescribed
18 by section 16-204, Arizona Revised Statutes.

19 3. If the city or town fails to hold its expenditure limitation
20 election as provided by paragraph 1 of this section, it must hold its next
21 election to adopt, renew or extend an expenditure limitation or a base limit
22 adjustment at the next regularly scheduled election for the nomination or
23 election of members of its governing board.

24 B. If the city or town fails to comply with the provisions of
25 subsection A of this section, the auditor general shall notify the state
26 treasurer by January 1, 2012 to withhold from allocation of state income tax
27 revenue sharing pursuant to section 43-206, Arizona Revised Statutes, an
28 amount equal to two times the difference between the city's or town's
29 expenditure limitation for fiscal year 2011-2012 and the expenditure
30 limitation computed and prescribed pursuant to article IX, section 20,
31 Constitution of Arizona. The state treasurer shall withhold the penalty
32 under this subsection in twelve equal monthly installments beginning January,
33 2012 through December, 2012.

APPROVED BY THE GOVERNOR JUNE 4, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 4, 2007.